

**APPLICATION (Revised October 2013)**  
**21st CIRCUIT JUDICIAL COMMISSION**  
**ASSOCIATE CIRCUIT JUDGE**

**RESPONSE TO THESE QUESTIONS WILL BE MADE PUBLIC IF THE APPLICANT IS SELECTED AS A NOMINEE.**

NAME: **Robert M. Heggie**



1. State your present principal occupation:  
**Lawyer**
2. Are you at least 25 years of age?  
**Yes**
3. (a) How long have you been a citizen of the United States?  
**51 years**  
  
(b) Have you been a resident of St. Louis County for at least one year immediately prior to the date of this application?  
**Yes**  
  
(c) How long have you been a qualified voter of Missouri?  
**33 years**
4. Are you licensed to practice law in Missouri?  
**Yes**  
  
List any other states, courts, or agencies in which you are licensed as an attorney:  
**Illinois 1992-2004**  
**United State District Court, Eastern District of Missouri**
5. State the date you were admitted to the Bar in Missouri?  
**October 4, 1991**

Missouri Bar Number:  
**38246**

(In completing items 6 and 7, please account for all time periods between post-high school education and the date of this application.)

6. State the name and address of all colleges and universities you have attended, together with the dates and degrees received:

**University of Missouri-Columbia, Bachelor of Science in Accountancy 1981-1985**  
**Saint Louis University, Juris Doctorate 1987-1991**

7. State, in chronological order, your entire working career, including non-legal employment, if any. Include the name and address of each firm, corporation, partnership, or governmental body with which you have been associated, and the dates thereof. (Start with earliest date, conclude with present.)

**Summer 1981:**                      **Lifeguard**  
  
   **Sugar Creek Sports Club, St. Louis, Missouri**  
   **Closed**

**Summer 1982:**                      **Lifeguard and Assistant Swim Team Coach**  
  
   **Sugar Creek Sport Club, St. Louis, Missouri**  
   **Closed**

**Summer 1983:**                      **Assistant Manager and Swim Team Coach**  
  
   **Sugar Creek Sports Club, St. Louis, Missouri**  
   **Closed**

**Summer 1984:**                      **Staff Accountant**  
  
   **Stein and Associates, CPA**  
   **Closed**

**1983-1985:**                        **Lifeguard**  
  
   **University of Missouri-Columbia, Columbia, Missouri**

**May 1985 – May 1987:**        **Staff Accountant**  
  
   **Harry M. Jay and Associates, CPA**  
   **7711 Carondelet Avenue**  
   **St. Louis, Missouri 63105**  
   **Merged and Closed**

**June 1987 – May 1990:**

**Financial Analyst**

**Ralston Purina Company  
One Checkerboard Square  
St. Louis, Missouri 63164**

**June 1990 – May 1991:**

**Law Clerk**

**Beach, Burke, Helfers & Mittleman, LLC  
222 S. Central Avenue, Suite 900  
St. Louis, Missouri 63105**

**June 1991 to December 1998:**

**Associate**

**Beach, Burke, Helfers, Mittleman & Stewart, LLC  
222 S. Central Avenue, Suite 900  
St. Louis, Missouri 63105**

**January 1999 to present:**

**Partner**

**Stewart, Mittleman, Heggie, Henry & Albin, LLC  
222 S. Central Avenue, Suite 501  
St. Louis, Missouri 63105**

8. Are you able, with or without a reasonable accommodation, to perform the essential functions of a judge including the ability to preside over trials, perform legal research, attend court anywhere in the state, communicate clearly and effectively both orally and in writing, and expeditiously decide issues coming before the court?

**Yes**

9. Attach a list of cases you have tried in the last five years. Set forth the style, cause number, date, and court, and identify who you represented, whether you were first or second chair, and the name and address of opposing counsel. Indicate for each case whether bench or jury tried and provide a one to three sentence description of each case and its outcome. If, during any of the last five years, you served as a commissioner or in any other judicial capacity, set forth the dates of same and a description of the duties performed.

**See attached Exhibit A**

10. Have you briefed or argued any case in an appellate court?

**Yes**

If yes, attach a list showing the citation for each case and describe the extent of your participation in briefing and arguing the case.

**See attached Exhibit B**

11. Set forth any additional information that demonstrates the quality of your legal work as an attorney.

**I have drafted numerous ordinances and proposed state bills and ballot initiatives for numerous clients on a wide variety of topics.**

12. Have you ever been convicted of a misdemeanor or felony?

**No**

If yes, provide details, including the style of the case, cause number, name of the jurisdiction, and date of conviction:

13. Have you ever been sued by a client or been a party to any other litigation, other than as guardian ad litem, plaintiff ad litem or defendant ad litem?

**Yes**

If yes, provide details, including the style of the case, cause number, name of the jurisdiction and the approximate year in which such litigation was commenced and in which it was terminated:

**McCree v. Beach et al, St. Louis County, 2198CC01798, 1999-2001. This case was tried to a defendant's verdict and affirmed on appeal.**

14. Have you ever been disciplined or cited for breach of ethics or professional conduct by a court or by any bar association or committee thereof?

**No**

If yes, provide details:

15. Have you ever been held in contempt of court?

**No**

If yes, provide details:

16. If you are or were a member of the Judiciary of the State of Missouri, please state:

- (a) Whether an order of reprimand, removal, retirement, suspension or other disciplinary action has ever been entered against you by the Supreme Court of Missouri for breach of the Code of Judicial Conduct or the Canons of Judicial Conduct?

If yes, state the nature of such breach, the date discipline was imposed and the exact nature and duration of the discipline imposed:

- (b) Whether a reprimand or admonishment has ever been entered against you by the Commission on Retirement, Removal and Discipline for any of the causes specified in Rule 12.07 of the Supreme Court Rules Governing the Judiciary.

If yes, provide details including date the order was entered, the date of your consent, and a description of the conduct you were ordered to cease and desist:

(c) Whether, to your knowledge, you have been a subject of a complaint and investigation by the Commission on Retirement, Removal and Discipline, which did not result in any action by the Commission? If yes, provide details:

17. To your knowledge, have you been investigated by a court or by any bar association or committee thereof for breach of ethics or professional conduct?

No

If yes, provide details:

18. List all bar associations and other professional societies, of which you are a member, with any offices held and dates:

**Missouri Bar – 1999 to present**

**St. Louis County Bar – 1991 to present**

**Missouri Municipal Attorney Association – 2005 to present**

19. Describe your community activities, including any organizations, not listed above, with which you are affiliated:

**I have represented numerous not-for-profit organizations including The Children's Home Society of Missouri and political campaigns. I am a member of Alpha Sigma Nu, a Jesuit Honor Society. I am a member of Mary Queen of Peace Parish and have coached numerous sports teams at the parish.**

20. Do you now hold or have you ever held any elective or appointive public office or position?

Yes

If yes, provide details:

**City Attorney, City of Chesterfield – 2005 to present**

**Help America Vote Act Missouri State Plan Committee Member 2003**

21. Provide the branches and dates of (a) military service, or (b) other public service, not otherwise covered in this application. If discharged from the military, was the discharge other than honorable? If military service continues, so state:

N/A

22. List any professional articles or books which have been published or any special recognition or award of a professional nature which you have received:

**Faculty, What You Need to Know About Public Records and Open Meetings, January 2013**

**Faculty, What You Need to Know About Public Records and Open Meetings, March 2009**

**Faculty, Current Issues for Lawyers, Legislator and Lobbyists, January 2008**

**Faculty, Zoning, Subdivision and Land Development**

**Placement and Regulation of Telecommunications Towers and Antennas, Board of Adjustment, Friend or Foe, January 2008**

**Faculty, American Planning Association, Ethics in Planning  
November 2007  
Unfit, Unable or Unwilling, Now What?  
The St. Louis Bar Journal, Winter 2000**

23. Furnish the names and addresses, including zip codes and telephone numbers of not more than five persons, who are not judges, as references with respect to your judicial qualifications:

**See attached Exhibit C**

24. State any additional data you deem relevant:

**During my tenure as City Attorney I have been appointed as a hearing officer for several Board of Adjustment and Police Personnel Board Hearings where sworn testimony was adduced and exhibits offered into evidence. These hearings are adversarial, with a court reporter and the parties were represented by attorneys. I have prepared written Findings of Fact and Conclusions of Law at the conclusion of these hearings.**

By my signature to this application, I authorize: (1) the Commission by its chairperson to obtain relevant information, including but not limited to documents, records and files with respect to my medical, police or disciplinary records, and (2) the Commission and its members to obtain additional relevant information regarding my qualifications as well as the accuracy of my responses to the questions on this application, with the understanding that the information described in (1) and (2) above is available only to the members of the Twenty-Second Circuit Judicial Commission. Notwithstanding the above, in accordance with Supreme Court Rule 10, as amended effective February 29, 2008, if I am one of the three nominees listed on the certificate of nomination sent to the Governor, I authorize the Commission to send a complete copy of this application to the Governor and publicly release a copy of the application with personal and confidential information redacted as identified on the cover page of this application.

I hereby certify that all my statements as made above are correct and that if I am appointed to the office of Associate Circuit Judge of the Circuit Court St. Louis County, I will accept the appointment, qualify, and promptly enter upon the performance of the duties of that office.

DATE: 12/22/14

SIGNED: 

## **Exhibit A**

**1. Kantz v. Kantz**

00FC-124788-01, one day bench trial, St. Charles County Associate Court, September 16, 2014. I was first chair counsel for the husband in a motion to modify a dissolution of marriage judgment regarding child support, back due expenses and custody. Nevada Smith, 400 North Fifth Street, Suite 201, St. Charles, Missouri 63301 represented the Wife.

**2. City of Chesterfield v. Frederich Construction, Inc., Travelers Casualty and Surety Company of America and Louis J. Basso, P.C.**

12SL-CC03917, one day bench trial, St. Louis County Circuit Court, February 26, 2014. I was first chair for the City of Chesterfield in a trial regarding a motion to vacate part of an arbitration award. Keith Witten, 9225 Indian Creek Parkway, Suite 1070, Overland Park, Kansas 66210 represented Travelers, James Ochs, 149 North Meramec, Floor 2, St. Louis, Missouri 63105 represented Frederich Construction, Inc., and Louis J. Basso, 1734 Clarkson Road, Suite 103, Chesterfield, Missouri 63017 represented Louis J. Basso, P.C.

**3. Brinton v. Brinton**

0822-FC01525, one day bench trial, St. Louis City Circuit Court, October 11, 2011. I was the first chair counsel for the Wife in this dissolution of marriage action that involved issues of child custody, property division and child support. John Brown, 5840 Oakland, St. Louis, Missouri 63110, represented Husband.

**4. Nelson v. Nelson**

10SL-DR02624, two day bench trial, St. Louis County Associate Circuit Court, August 25-26, 2011. I was first chair counsel for the Husband in this dissolution of marriage action that involved issues of maintenance, child custody, property division, child support and attorney's fees. James Leightner, 230 S. Bemiston, Ste. 600, St. Louis, Missouri 63105 represented Wife.

**5. Edwards v. Edwards**

2103FC-00825-1, three day bench trial, August 22, October 2, and October 18, 2013. I was the first chair counsel for the Wife in this motion to modify case that involved issues of child custody, child support, maintenance and attorney fees. Martin Green, 7733 Forsyth, Ste. 700, St. Louis, Missouri 63105 and James Dowd, 34 N. Brentwood, St. Louis, Missouri 63105 represented Husband.

**6. Sajid v. Nosheen**

10SL-DR03316, two day bench trial, St. Louis County Associate Circuit Court, June 3, 11, 2011. I was first chair counsel for the Husband in this dissolution of marriage action

that involved issues of maintenance, child custody, property division, child support and attorney's fees. David Lacks, 231 Bemiston, Ste. 910, St. Louis, Missouri 63105 represented Wife.

**7. Pullen v. Pullen**

10SL-DR02445, one day bench trial, St. Louis County Associate Circuit Court, April 29, 2011. I was first chair counsel for the Husband in this dissolution of marriage action that involved issues of property division, child support and attorney's fees. Daniel Sokol, 7701 Forsyth, St. Louis, Missouri 63105, represented the Wife.

**8. Ward v. Ward**

21671667-03, one day bench trial, St. Louis County Associate Circuit Court, February 22, 2011. I was first chair counsel for the Husband in this motion to modify regarding child support and attorney's fees. Elliot Goldberger, Hais & Hais, 222 S. Central, Ste. 600, St. Louis, Missouri 63015, represented Wife.

**9. Edwards v. Edwards**

2199FC-06305-02, one day bench trial, St. Louis County Associate Circuit Court, October 7, 2010. I was first chair counsel for the Husband in this motion to modify regarding child support, child custody and attorney's fees. Jack Cavanagh, 120 S. Central, Ste. 420, St. Louis, Missouri 63105 represented Wife.

**10. Gehm v. Gehm**

09SL-DR08283, one day bench trial, St. Louis County Circuit Court, April 7, 2010. I was first chair counsel for the Wife in this dissolution of marriage action that involved issues of child custody, property division and child support. Husband was Pro Se.

**11. Michalik v. Michalik**

09SL-DR01809, two day bench trial, St. Louis County Associate Circuit Court, March 30 and April 2, 2010. I was first chair counsel for the Husband in this dissolution of marriage action that involved issues of maintenance, child custody, property division, child support and attorney's fees. James Carmody, Carmody McDonald, 120 S. Central, Ste. 1800, St. Louis, Missouri 63105 represented the Wife.

**12. E. Missouri Coalition of Police v. City of Chesterfield**

09SL-CC00023, one day bench trial, St. Louis County Circuit Court, February 8, 2010. I was the first chair lawyer for the City in this declaratory judgment action. Plaintiff police officers were represented by Greg Kloeppel, , General Counsel for the Fraternal Order of Police, 9620 Lackland, St. Louis, Missouri 63114. Plaintiff alleged that their constitutional rights were violated when the City refused to recognize the Fraternal Order



of Police as the exclusive bargaining agent of all police officers and sergeants. This case was tried and appealed the Missouri Supreme Court. See Exhibit B.

**13. Min v. Min**

22973-01001-03, one day bench trial, St. Louis City Circuit Court, December 10, 2009, I was first chair counsel for the Husband in this Motion to Modify which involved issues of child support and medical expenses. Leonard Buckley, 133 S. 11<sup>th</sup>, St. Louis, Missouri 63102 represented the Wife.

**14. Piazza v. Cooper**

08SL-DR07765, one day bench trial, St. Louis County Family Court, October 28, 2009. I was first chair counsel for Mother in this paternity case. Husband was Pro Se.

**15. Fenzl v. Fenzl**

08SL-DR05542, three day bench trial, St. Louis County Family Court, April 21, 27, May 11, 2009. I was first chair counsel for the Husband in this dissolution of marriage action that involved issues of property division, child support and attorney's fees. Wife was represented by Joyce Capshaw, Carmody McDonald, 120 S. Central, Ste. 1800, St. Louis, Missouri 63105.

**16. Mackey v. Hanna**

0822-FC00809, one day bench trial, St. Louis City Circuit Court, January 22, 2009. I was first chair counsel for the Husband in this dissolution of marriage action that involved issues of property division, child support and attorney's fees. Wife was represented by William Buchholz, 230 S. Bemiston, St. Louis, Missouri 63105.

**17. Vision Ventures v. City of Chesterfield**

2107CC-03310, three day bench trial, St. Louis County Circuit Court, September 8-10, 2008. I represented the City in this declaratory judgment action and regulatory taking case as first chair. Plaintiff, represented by Dan Peters, Herzog, Crebs, 100 N. Broadway, 14<sup>th</sup> Floor, St. Louis Missouri 63102, alleged that the City wrongfully rezoned its property and committed various constitutional violations. Judgment was entered in favor of the City on all counts.

**18. Beeler v. Beeler**

0711-FC03777, one day bench trial, St. Charles County Circuit Court, August 27, 2008. I was the first chair counsel for the Wife in this dissolution of marriage action that involved issues of child custody, property division and child support. Husband was Pro Se.

**19. Hall v. Proffer**

07SL-CC00431, three day jury trial, St. Louis County Circuit Court, August 18-20, 2008.

I was the first chair counsel for the defendants who were accused of slandering the plaintiff. Two of my clients received defendant's verdicts and a judgment was entered against one client. Plaintiff was represented by James Martin, 1007 Olive, 5<sup>th</sup> Floor, St. Louis, Missouri 63101.

**20. Dwiggins v. City of Chesterfield**

2107CC-02520, three day jury trial, St. Louis County Circuit Court, July 15-17, 2008.

I was second chair for the City in this case where plaintiff alleged the City discriminated against her. David Heimos, 230 South Bemiston, Ste. 1200, St. Louis, Missouri 63105 represented the police officer plaintiff. Verdict was entered for the defendant and was affirmed on appeal.

### **Exhibit B**

1. City of Chesterfield v. Frederich Construction, Inc. and Traveler's Casualty and Surety Company of America, Inc. Missouri Court of Appeals, Eastern Division, ED101916, briefed and pending oral arguments.
2. E. Missouri Coalition of Police v. City of Chesterfield, 386 S.W.3d 755 (Mo. 2012) Briefed two points relied on and argued entire case before the Missouri Supreme Court.
3. E. Missouri Coalition of Police v. City of Chesterfield, 2011 Mo. App. Lexis 622 (Mo. App. E.D. 2012) Briefed two points relied on and argued entire case.
4. Adams v. Friganza, 344 S.W.3d 240 (Mo. App. E.D. 2012) Assisted in briefing.
5. Breuer v. Syberg's Eating and Drinking Co, 178 S.W.3d 603 (Mo. App. E.D. 2005) Briefed and argued entire case.
6. Buchheit v. Buchheit, 157 S.W.3d 375 (Mo. App. E.D. 2005) Briefed and argued entire case.
7. Chesterfield Village, Inc. v. City of Chesterfield, 64 S.W.3d 315 (Mo. 2002) Assisted in briefing.
8. Lenette Realty v. City of Chesterfield, 35 S.W.3d 399 (Mo. App. E.D. 2000) Assisted in briefing.
9. Sotirescu v. Sotirescu, 52 S.W.3d 1 (Mo. App. E.D. 2001) Briefed and argued entire case.
10. State ex rel. Bush-Cheney 2000 v. Baker 34 S.W.3d 410 (Mo. App. E.D. 2000) Briefed case.
11. City of Chesterfield v. Deshetler Homes, Inc., 938 S.W.2d 671 (Mo. App. E.D. 1997) Briefed and argued case.
12. Champ v. Malon, 905 S.W.2d 90 (Mo. App. 1995) Briefed and argued case.
13. Hill v. Delo, 994 F.2d 843 (8<sup>th</sup> Cir. 1993) Briefed and argued case.

## **EXHIBIT C**

23. Furnish the names and addresses, including zip codes and telephone numbers of not more than five persons, who are not judges, as references with respect to your judicial qualifications:

Terese A. Drew  
Partner-in-Charge  
Hinshaw & Culbertson, LLP  
701 Market Street  
St. Louis, Missouri 63101  
(314) 425-2100

David M. Fedder  
Partner  
Dentons  
One Metropolitan Square  
211 N. Broadway, Suite 3000  
St. Louis, Missouri 63102  
(314) 259-5902

Charles F. Hodge  
1951 Newburyport Road  
Chesterfield, Missouri 63005  
(314) 993-0041

Catherine Ward Keefe  
Attorney at Law  
Keefe & Brodie  
222 S. Central Avenue, Suite 708  
St. Louis, Missouri 63103  
(314) 726-6242

John M. Nations  
President & CEO  
Bi-State Development-Metro  
707 North First Street  
St. Louis, Missouri 63102  
(314) 982-1588

### Biographical Sketch Robert Heggie

Rob Heggie has practiced family and civil law in Clayton for 24 years and is the City Attorney for Chesterfield. He lives in Glendale with his wife Jean and daughter Claire. He attends Mary Queen of Peace Parish. He is 51 years old and a 1991 graduate of St. Louis University School of Law.